

## DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

**ELECTRONIC PROGRAM GUIDE INCLUDING RECORDABLE  
VIRTUAL CHANNELS FOR INTERACTIVE TELEVISION**

the specification of which is attached hereto unless the following box is checked:

was filed on \_\_\_\_\_  
as United States Application Number or PCT International Application Number \_\_\_\_\_  
and was amended on \_\_\_\_\_ (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability of this application as defined in 37 CFR §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code 5119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed.

Foreign Application(s) if any, for Patent or Inventor's Certificate Filed Within 12 Months Prior to the Filing Date of This Application:

<u>Date of this Application.</u>		<u>Date of Filing</u> (day, month, year)	<u>Priority Claimed</u> <u>Under 35 U.S.C. §119</u>
<u>Country</u>	<u>Application No.</u>		<input type="checkbox"/> YES <input type="checkbox"/> NO
_____	_____	_____	
_____	_____	_____	<input type="checkbox"/> YES <input type="checkbox"/> NO
_____	_____	_____	<input type="checkbox"/> YES <input type="checkbox"/> NO

**All Foreign Application(s), if any, for Patent or Inventor's Certificate Filed More Than 12 Months Prior to the Filing Date of This Application:**

<u>Country</u>	<u>Application No.</u>	<u>Date of Filing</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____

.....

Date of This Application		Date of Filing (day, month, year)	Priority Claimed Under 35 U.S.C. § 119	
Country	Application No.		<input type="checkbox"/> YES	<input type="checkbox"/> NO
_____	_____	_____	<input type="checkbox"/> YES	<input type="checkbox"/> NO
_____	_____	_____	<input type="checkbox"/> YES	<input type="checkbox"/> NO
_____	_____	_____	<input type="checkbox"/> YES	<input type="checkbox"/> NO

**Prior Foreign Application(s)**

<u>Number</u>	<u>Country</u>	<u>Day/Month/Year Filed</u>	<u>Priority Claimed</u>
_____	_____	_____	<input type="checkbox"/> YES <input type="checkbox"/> NO
_____	_____	_____	<input type="checkbox"/> YES <input type="checkbox"/> NO

I hereby claim the benefit under Title 35, United States Code, §119 of any provisional application(s) listed below.

<u>U.S. Provisional Application Number</u>	<u>Filing Date</u>	<input type="checkbox"/> YES	<input type="checkbox"/> NO
_____	_____	<input type="checkbox"/> YES	<input type="checkbox"/> NO
_____	_____	<input type="checkbox"/> YES	<input type="checkbox"/> NO

\_\_\_\_\_

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code §112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application.

Application Serial No.	Date of Filing	Status (patented, pending, abandoned)
_____	_____	_____
_____	_____	_____

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

Peter C. Toto, Reg. No. 36,293	Christopher M. Tobin	U.S. Reg. No. 40,290
Jaime A. Siegel, Reg. No. 39,027	Richard Butt	U.S. Reg. No. 40,932
Harold T. Fujii, Reg. No. 38,458	Aditya Krishnan	U.S. Reg. No. 41,531
Frederick J. Zustak, U.S. Reg. No. 36,728	Ronald C. Card	U.S. Reg. No. 44,587
Milton M. Frazier, U.S. Reg. No. 44,887	Mark Gorman	U.S. Reg. No. 43,641
Larry Liberchuk, U.S. Reg. No. 40,352	John L. Rogitz	U.S. Reg. No. 33,549

Send Correspondence and direct telephone calls to:

John L. Rogitz

(619) 338-8075

Address all correspondence to:

John L. Rogitz  
Rogitz & Associates  
750 B Street, Suite 3120  
San Diego, California 92101

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under §1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor: **FREDERICK J. ZUSTAK**

Inventor's signature:

Date:

4/19/01

Residence:

15594 Riparian Road, Poway, California 92064

Citizenship: **United States**

Post Office Address: Same

Full name of second inventor: **HANS MAHR**

Inventor's signature:

Date:

Residence:

2434 Stevens Place, Escondido, California 92027

Citizenship:

**United States**

Post Office Address: Same

Page 1 of 3

Docket No. 50P4374**DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

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_____	_____	_____	<input type="checkbox"/> YES <input type="checkbox"/> NO
_____	_____	_____	<input type="checkbox"/> YES <input type="checkbox"/> NO
_____	_____	_____	<input type="checkbox"/> YES <input type="checkbox"/> NO

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I hereby claim the benefit under Title 35, United States Code, §119 of any provisional application(s) listed below.

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Page 3 of 3

Docket No. 50P4374

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Peter C. Toto, Reg. No. 36,293	Christopher M. Tobin	U.S. Reg. No. 40,290
Jaime A. Siegel, Reg. No. 39,027	Richard Butt	U.S. Reg. No. 40,932
Harold T. Fujii, Reg. No. 38,458	Aditya Krishnan	U.S. Reg. No. 41,531
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750 B Street, Suite 312D  
San Diego, California 92101

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Full name of sole or first inventor: **FREDERICK J. ZUSTAK**

Inventor's signature:

Date:

Residence: **15594 Riparian Road, Poway, California 92064**Citizenship: **United States**

Post Office Address: Same

Full name of second inventor: **HANS MAHR**

Inventor's signature:

Date:

Residence: **2434 Stevens Place, Escondido, California 92027**Citizenship: **United States**

Post Office Address: Same